

#11

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
99B014/2First named inventor: **MOHR**Application No.: **09/574,432**Filed: **May 20, 1999**Title: **"Metal-Containing Macrostructures of Porous Inorganic
Oxide, Preparation Thereof, and Use"**Group/Art Unit: **1754**Examiner: **T. Vanoy****RECEIVED****DEC 27 2002****OFFICE OF PETITIONS****Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231**NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at
(703) 305-9282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the
United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period
set for reply in the Office notice or action plus an extension of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - - required for all utility and plant applications filed before
June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$____ (37CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee **\$1,280.00** (37 CFR 1.17(m))☒ The Commissioner is hereby authorized to charge any additional fees which may be required by this paper,
or credit any overpayment to:**05-1712**

Deposit Account Number

Deposit Account Name: **ExxonMobil Chemical Patents Inc.****2. Reply and/or fee****A. The reply and/or fee to the above-noted Office action in the form of a Response and Amendment.**
(identify type of responses):☒ has been filed previously on **September 26, 2002**.☐ is enclosed herewith.

12/27/2002 AWONDAF1 00000085 051712 09574432

B. The issue fee of \$

01 FC:1453

1280.00 CH

☐ has been paid previously on _____.☐ is enclosed herewith.

[Page 1 of 2]

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

12/17/02
Date

Telephone
Number: (281) 834-2429

Linda A. Kubena
Signature

Linda A. Kubena, Registration No. 42,772
Typed or printed name

P.O. Box 2149
Address

Baytown, TX 77522-2149

- Enclosures: ☒ Fee Payment
- ☒ Reply (Copy of reply that was enclosed with petition dated Sept. 26, 2002.)
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unintentional delay
- ☐ Other: _____

By completing the Certificate of Mailing, below, the date mailed will be considered the date this correspondence is filed.

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

- ☒ I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, DC 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

12/17/02
Date

Mia G. Marron
Signature

Mia G. Marron
Typed or printed name of person signing certificate

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/574,432
Filing Date	05/20/1999
Inventor(s)	Gary D. Mohr
Examiner Name	1754
Group Art Unit	T. Vanoy
Attorney Docket Number	99B014/2

Amount of Payment \$1,280.00

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number: **05-1712**
- Deposit Account Name: **ExxonMobil Chemical Patents Inc.**
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status See 37 CFR 1.27

2. ☐ Payment Enclosed:
☐ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity

Fee Code	Fee \$	Fee Description	Fee Paid
101	740	Utility filing fee	_____
106	330	Design filing fee	_____
107	510	Plant filing fee	_____
108	740	Reissue filing fee	_____
114	160	Provisional filing fee	_____

SUBTOTAL (1) (\$0.00)

2. EXTRA CLAIM FEES

Total Claims	Extra	Fee from below	Fee Paid
___ - 20** = ___ x	18 =	\$0.00	

Independent Claims	___ - 3** = ___ x <th>84 = <th>\$0.00 </th></th>	84 = <th>\$0.00 </th>	\$0.00
Multiple Dependent Claim	280 =		

Large Entity Fee

Code	Fee \$	Fee Description
103	18	Claims in excess of 20
102	84	Independent claims in excess of 3
104	280	Multiple dependent claim
109	84	**Reissue independent claims over original patent
110	18	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$0.00)

** or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Fee Entity	Fee Description	FEE PAID
105	130	Surcharge - late filing fee or oath or declaration	
127	50	Surcharge - late provisional filing or cover sheet	
139	130	Non-English specification	
147	2520	Request for ex parte reexamination	
112	920*	Req. publication of SIR prior to Examiner action	
113	1840*	Req. publication of SIR after Examiner action	
115	110	Extension for reply within first month	
116	400	Extension for reply within second month	
117	920	Extension for reply within third month	
118	1440	Extension for reply within fourth month	
128	1960	Extension for reply within fifth month	
119	320	Notice of appeal	
120	320	Filing a brief in support of an appeal	
121	280	Request for oral hearing	
138	1510	Petition to institute a public use proceeding	
140	110	Petition to revive - unavoidable	
141	1280	Petition to revive - unintentional	\$1,280.00
142	1280	Utility issue fee (or reissue)	
143	460	Design issue fee	
144	620	Plant issue fee	
122	130	Petition to the Commissioner	
123	50	Petitions related to provisional applications	
126	180	Submission of Information Disclosure Stmt.	
581	40	Recording each patent assignment per property (times number of properties)	
146	740	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	Request for Continued Examination (RCE)	
169	900	Request for expedited examination of a design application	

Other Fee (specify) _____

Other Fee (specify) _____

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$1,280.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

Linda A. Kubena

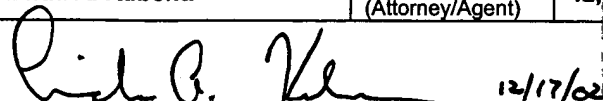
Registration No.
(Attorney/Agent)

42,772

Telephone:

281/834-2429

Signature



Date

December 17, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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RECEIVED

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DAC/8

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DEC 27 2002

OFFICE OF PETITION

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/574,432	
	Filing Date	05/20/1999	
	First Named Inventor	Gary D. Mohr	
	Group Art Unit	1754	
	Examiner Name	T. Vanoy	
Total Number of Pages in This Submission	24	Attorney Docket Number	99B014/2

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Renewed Petition for Revival of an Application, Copy of September 26, 2002, Response and Amendment to Final OA	

Return Postcard
See Remarks below

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Linda A. Kubena, Registration No. 42,772
Signature	
Date	12/17/02 12/17/2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: December 17, 2002			
Typed or printed name	Mia G. Marron		
Signature		Date	12/17/2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.